

CASE 32702-US-PCT

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Leslie Fischer
Type or print name

Signature

2/18/10
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF

Art Unit: 1634

Examiner: Pohnert, Steven C.

INTERNATIONAL APPLICATION NO:

FILED:

U.S. APPLICATION NO: 10/529,613

35 USC §371 DATE: June 8, 2005

FOR: Methods to Predict Cholesterol Elevations during
Immunosuppressant Therapy

MS: 313(c)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450FAX RECEIVED
FEB 18 2010
OFFICE OF PETITIONSPETITION UNDER 37 CFR §1.313(c)(2) TO WITHDRAW APPLICATION FROM ISSUE

Sir:

In accordance with 37 C.F.R. 1.313(c)(2) and MPEP 1308, Applicants respectfully request withdrawal of the above identified U.S. patent application from issue in order to allow the Office to consider an Information Disclosure Statement (IDS) that is concurrently being submitted electronically via the PAIR system.

This petition is accompanied by the following:

- the petition fee of \$130.00;
- a Request for Continued Examination (RCE);
- a submission (i.e., the IDS concurrently submitted on electronic PAIR);
- the fee of \$810.00 for the RCE.

Applicants believe that no other fees are due. However, should there be additional fees, such fees may be charged to Novartis deposit account 19-0134.

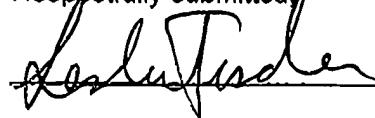
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130.00 DA

As Applicants have already paid the issue fee for this application, Applicants respectfully request the Office to apply said issue fee to this application upon subsequent allowance.

Respectfully submitted,



Leslie Fisher for Applicant
Reg. No. 58,393

Date: 2/18/10